

REPORT OF THE COMMITTEE ON PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

Voting Members

Heidi Tsuneyoshi, Chair; Ann H. Kobayashi, Vice-Chair,
Brandon J.C. Elefante, Kymberly Marcos Pine

Committee Meeting Held
June 16, 2020

Honorable Ikaika Anderson
Chair, City Council
City and County of Honolulu

Mr. Chair:

Your Committee on Parks, Community Services and Intergovernmental Affairs, which considered Bill 39 (2020) entitled:

"A BILL FOR AN ORDINANCE RELATING TO PUBLIC PARKS,"

introduced on April 1, 2020 and which passed First Reading at the May 20, 2020 Council meeting, reports as follows:

The purpose of Bill 39 (2020) is to regulate the use of unmanned aircraft systems in City parks.

The Deputy Director of the Department of Parks and Recreation provided information on the Bill.

Your Committee has prepared a hand-carried CD1 version of the Bill that makes miscellaneous technical and nonsubstantive amendments.

Written testimony in support was received from one individual. Testimony in opposition was received from one individual.

Your Committee also received written testimony in support of the Bill from the Honolulu Police Department.

CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ADOPTED ON **JUL 8 2020**

COMMITTEE REPORT NO. **141**

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Your Committee on Parks, Community Services and Intergovernmental Affairs is in accord with the intent and purpose of Bill 39 (2020), as amended herein, and recommends that it pass Second Reading, be scheduled for a public hearing, and thereafter be referred back to Committee in the form attached hereto as Bill 39 (2020), CD1. (Ayes: Elefante, Kobayashi, Tsuneyoshi – 3; Noes: None; Excused: Pine – 1.)

Respectfully submitted,



Committee Chair

CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ADOPTED ON JUL 8 2020

COMMITTEE REPORT NO. 141



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL **39 (2020), CD1**

A BILL FOR AN ORDINANCE

RELATING TO PUBLIC PARKS.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to regulate the use of unmanned aircraft systems in City parks.

SECTION 2. Section 10-1.1, Revised Ordinances of Honolulu 1990 ("Definitions"), is amended by adding new definitions of "unmanned aircraft" and "unmanned aircraft system" to read as follows:

""Unmanned aircraft" means an aircraft, including but not limited to an aircraft commonly known as a drone, that is operated without the possibility of direct human intervention from within or on the aircraft.

"Unmanned aircraft system" means an unmanned aircraft and its associated elements (including communication links and the components that control the unmanned aircraft) that are required for the safe and efficient operation of the unmanned aircraft in the national airspace system."

SECTION 3. Section 10-1.2, Revised Ordinances of Honolulu 1990 ("Park rules and regulations"), is amended by amending subsection (d) as follows:

"(d) Except in park areas specifically designated for such purposes, it is unlawful for any person to

- (1) Throw, cast, role or strike any bowling ball or golf ball;
- (2) Engage in model ~~[airplane]~~ aircraft flying;
- (3) Engage in model boat sailing;
- (4) Kindle, build, or maintain any campfire;
- (5) Discharge firearms ~~[for target practice only]~~;
- (6) Engage in archery ~~[for target practice and tournament only]~~;
- (7) Launch model rockets; or
- (8) Operate or assist in the operation of an unmanned aircraft system or launch or land an unmanned aircraft in a public park.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL **39 (2020), CD1**

A BILL FOR AN ORDINANCE

Notwithstanding the prohibitions set forth in this subsection, nothing in this subsection shall be construed to prohibit the use of an unmanned aircraft system or unmanned aircraft by:

- (A) Any local, state, or federal government agency holding a permit or authorization issued by the city that authorizes the flying of an unmanned aircraft system, so long as it is for a lawful purpose and operated in a lawful manner; or
- (B) Any person holding a permit issued by the city that authorizes the flying of an unmanned aircraft system, so long as it is operated for a lawful purpose and in a lawful manner."

SECTION 4. Ordinance material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the material that has been bracketed and stricken, or the underscoring.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL **39 (2020), CD1**

A BILL FOR AN ORDINANCE

SECTION 5. This ordinance takes effect upon its approval.

INTRODUCED BY:

Ikaika Anderson (br)

DATE OF INTRODUCTION:

April 1, 2020
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20 _____.

KIRK CALDWELL, Mayor
City and County of Honolulu